IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 36488-M of 2006

DATE OF DECISION : 22.09.2006

Anil Kumar

.... PETITIONER

Versus

State of Haryana

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Rajiv Kataria, Advocate,
for the petitioner.

Mr. Partap Singh, Senior DAG, Haryana.

Petitioner Anil Kumar, apprehending his arrest in a non-bailable offence in case FIR No. 261 dated 5.6.2006 under Sections 420, 120-B IPC, registered at Police Station Safidon, District Jind, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

I have heard counsel for the parties and have gone through the contents of the FIR.

In this case, dispute is between two real brothers about the sale of some property. The case of the petitioner is that he has sold the property, which had fallen to his share in the family settlement. The complainant is disputing his signatures on the said agreement. Counsel for the petitioner contends that the petitioner is always ready for comparison of the signatures of the complainant on the agreement. Counsel further states that in terms of the order dated August 1, 2006, the petitioner has joined the investigation. This fact has not been disputed by the State counsel.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated June 21, 2006, is made absolute.

This bail order shall remain in operation till the investigation

culminates into filing of challan under section 173 Cr.P.C. except for material change in the circumstances. Thereafter the petitioner shall be entitled to the grant of regular bail by the trial court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

September 22, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**